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**United States District Court
Northern District of Illinois - CM/ECF LIVE, Ver 2.5 (Chicago)
CIVIL DOCKET FOR CASE #: 1:03-cv-04954**

Pinpoint Inc v. Amazon.Com Inc, et al
Assigned to: Hon. Richard A. Posner
Demand: \$0
Cause: 28:1338 Patent Infringement

Date Filed: 07/17/2003
Jury Demand: Both
Nature of Suit: 830 Patent
Jurisdiction: Federal Question

Plaintiff

Pinpoint, Inc.

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V.

Defendant**Amazon.Com, Inc.**

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Defendant

Babiesrus.Com, LLC

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Defendant

Borders Inc

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Defendant**Egghead.Com, Inc.***TERMINATED: 09/12/2003*represented by **Lynn H Pasahow**

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*TERMINATED: 09/12/2003**LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Darren Donnelly**

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*TERMINATED: 09/12/2003***Wendy Bjerknes**

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*TERMINATED: 09/12/2003***Defendant****Target Corporation**represented by **Lynn H Pasahow**

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Defendant**Toys "R" Us, Inc.**represented by **Lynn H Pasahow**

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Defendant

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Defendant**Virgin Group, Ltd.***TERMINATED: 09/12/2003*represented by **Lynn H Pasahow**

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*TERMINATED: 09/12/2003***Defendant****Walden Books, Inc.**represented by **Lynn H Pasahow**

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Defendant

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Defendant

BeMusic Inc

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Defendant

Borders Group Inc

Defendant

Toysrus.com Inc

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Defendant

Virgin Entertainment Group Inc

Defendant

Walden Book Company Inc

Counter Claimant

Amazon.Com, Inc.

represented by **Todd Clark Jacobs**
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Date Filed	#	Docket Text
07/17/2003	<u>1</u>	COMPLAINT (Attachments); jury demand - Civil cover sheet - Appearance(s) of Shawn F. Fagan, Fred H. Bartlit Jr., Philip Scott Beck, Mark Edward Ferguson, Mark S. Ouweleen, Paul J. Skiermont as attorney(s) for plaintiff (Eleven original and eleven copies summons(es) issued.) (Documents: 1-1 through 1-4) (hp) (Entered: 07/18/2003)
07/17/2003		RECEIPT regarding payment of filing fee paid; on 7/17/03 in the amount of \$ 150.00, receipt # 10319786. (hp) (Entered: 07/18/2003)
07/17/2003	<u>2</u>	NOTICE by plaintiff of claims involving patents. (hp) (Entered: 07/18/2003)
07/18/2003		MAILED Patent report to Washington, D.C. (hp) (Entered: 07/18/2003)
07/22/2003	<u>3</u>	RETURN OF SERVICE of summons as to defendants Borders Inc, executed on 7/18/03 and Borders Group, Inc. executed on 7/18/03, Target Corp executed on 7/18/03 and Walden Books Inc executed on 7/18/03 (Attachments) (3-1 through 3-4) (eav) (Entered: 07/23/2003)
07/23/2003		SCHEDULE set on 7/23/03 by Hon. Suzanne B. Conlon : Status hearing set on 8/21/03 at 9:00 am. At the status hearing, the parties are to report on the following: 1. Possibility of settlement in the case; 2. If no possibility of settlement exists, the nature and length of discovery necessary to get the case ready for trial. Plaintiff is directed to advise all other parties of the court's action herein and to forward a copy of the court's procedure guidelines to defendant(s). Mailed notice (cgb) (Entered: 07/23/2003)
07/24/2003	<u>4</u>	RETURN OF SERVICE of summons as to defendant Virgin Grp Ltd executed on 7/22/03 (Attachment) (eav) (Entered: 07/25/2003)
07/30/2003	<u>5</u>	RETURN OF SERVICE of summons as to defendants Babiesrus Com LLC, executed on 7/22/03 Toys R Us Inc executed on 7/22/03 and Toysrus Com Inc executed on 7/22/03 (5-1 through 5-3) (eav) (Entered: 07/31/2003)

07/31/2003	<u>6</u>	RETURN OF SERVICE of summons as to defendants Amazon.Com Inc executed on 7/21/03 and Egghead Com Inc executed on 7/28/03 (Attachment) (eav) (Entered: 08/01/2003)
08/06/2003	<u>7</u>	RETURN OF SERVICE of summons as to defendant CDnow Inc executed on 7/31/03 (eav) (Entered: 08/06/2003)
08/13/2003	<u>8</u>	FIRST AMENDED COMPLAINT (Attachments) [1-1] by plaintiff Pinpoint Inc; jury demand; adding Borders Grp Inc (eav) (Entered: 08/14/2003)
08/19/2003	<u>9</u>	ATTORNEY APPEARANCE for defendant Amazon.Com Inc by Todd Clark Jacobs, Robert David Donoghue (lc) (Entered: 08/20/2003)
08/19/2003	<u>10</u>	MEMORANDUM by defendant Amazon.Com Inc of points & authorities in support of defendant Amazon.Com, Inc's motion to sever & stay action against Amazon.Com's co-defendants and motion to transfer action against defendant Amazon.Com, Inc. to the Western District of Washington. (lc) (Entered: 08/20/2003)
08/19/2003	<u>11</u>	DECLARATION of Aparna Rajagopal-Durbin in support of defendant Amazon.Com, Inc.'s motion to sever & stay action against Amazon.Com's co-defendants and motion to transfer action against defendant Amazon.Com to the Western District of Washington (Attachments). (lc) (Entered: 08/20/2003)
08/19/2003	<u>12</u>	DECLARATION of Neil Roseman in support of defendant Amazon.Com, Inc.'s motion to sever & stay action against Amazon.Com's co-defendants and motion to transfer action against defendant Amazon.Com to the Western District of Washington (Attachment). (lc) (Entered: 08/20/2003)
08/19/2003	<u>13</u>	APPENDIX filed by defendant Amazon.Com Inc in support of defendant Amazon.Com, Inc.'s motion to sever & stay action against Amazon.Com's co-defendants and motion to transfer action against defendant Amazon.Com, Inc. to the Western District of Washington. (lc) (Entered: 08/20/2003)
08/19/2003	<u>14</u>	LOCAL RULE 3.2 by defendant Amazon.Com Inc disclosure statement of defendant and counterclaimant Amazon.Com, Inc (lc) (Entered: 08/20/2003)
08/19/2003	<u>15</u>	ANSWER to plaintiff's complaint [8-1] and COUNTERCLAIM; Jury demand by defendant Amazon.Com Inc against plaintiff Pinpoint Inc (lc) (Entered: 08/20/2003)
08/19/2003	<u>21</u>	MOTION by defendant Amazon.Com Inc to sever & stay action against Amazon.com's co-defendants and motion to transfer action against defendant Amazon.com, Inc. to the Western District of Washington ; Notice of motion (eav) (Entered: 08/21/2003)
08/20/2003	<u>16</u>	APPLICATION for leave to appear pro hac vice for defendant Amazon.Com Inc by Lynne A. Maher ; Order entered granting leave by Hon. Suzanne B. Conlon (eav) (Entered: 08/21/2003)

08/20/2003	<u>17</u>	APPLICATION for leave to appear pro hac vice for defendant Amazon.Com Inc by Lynn H. Pasahow ; Order entered granting leave by Hon. Suzanne B. Conlon (eav) (Entered: 08/21/2003)
08/20/2003	<u>18</u>	APPLICATION for leave to appear pro hac vice for defendant Amazon.Com Inc by Darren E. Donnelly ; Order entered granting leave by Hon. Suzanne B. Conlon (eav) (Entered: 08/21/2003)
08/20/2003	<u>19</u>	APPLICATION for leave to appear pro hac vice for defendant Amazon.Com Inc by J. David Hadden; Order entered granting leave by Hon. Suzanne B. Conlon (eav) (Entered: 08/21/2003)
08/20/2003	<u>20</u>	APPLICATION for leave to appear pro hac vice for defendant Amazon.Com Inc by Wendy Bjerknes ; Order entered granting leave by Hon. Suzanne B. Conlon (eav) (Entered: 08/21/2003)
08/20/2003	<u>22</u>	MINUTE ORDER of 8/20/03 by Hon. Suzanne B. Conlon : Defendant Amazon's motion to sever [21-1] and stay action against co-defendants and [21-2] motion to transfer action against Amazon to the Western District of Washington [21-3] is taken under advisement. Plaintiff to respond by 9/3/03. The motion will not be heard on 8/26/03 as noticed. Status hearing on 8/21/03 stands. Mailed notice by judge's staff (eav) (Entered: 08/21/2003)
08/21/2003		MAILED Rule 83.16 letter and appearance form to Wendy Bjerknes, J. David Hadden, Darren E. Donnelly, Lynn H. Pasahow and Lynne A. Maher (eav) (Entered: 08/21/2003)
08/21/2003	<u>23</u>	MINUTE ORDER of 8/21/03 by Hon. Suzanne B. Conlon : Status hearing held and continued to 9/23/03 at 9:00 a.m. Parties to comply with FRCP 26(a)(1) by 9/22/03. Mailed notice (eav) (Entered: 08/21/2003)
09/02/2003	<u>24</u>	ATTORNEY APPEARANCE for defendants Amazon.Com Inc, BeMusic Inc., Babiesrus Com LLC, Borders Inc, Toys R Us Inc, Toysrus Com Inc, Virgin Grp Ltd, Walden Books Inc, Borders Grp Inc by Lynn H. Pasahow, J. David Hadden, Darren Donnelly, Wendy Bjerknes, and Lynne A. Maher (eav) (Entered: 09/03/2003)
09/02/2003	<u>25</u>	ATTORNEY APPEARANCE for BeMusic, Inc., Babiesrus Com LLC, Borders Inc, Toys R Us Inc, Toysrus Com Inc, Virgin Grp Ltd, Walden Books Inc, Borders Grp Inc by Todd Clark Jacobs, R David Donoghue (eav) (Entered: 09/03/2003)
09/02/2003	<u>26</u>	LOCAL Rule 3.2 and Fed.R.Civ.P. 7.1(A) Disclosure Statement by defendant Virgin Grp Ltd (eav) (Entered: 09/04/2003)
09/02/2003	<u>27</u>	ANSWER by defendant BeMusic, Inc. improperly named CDnow Inc to first amended complaint [8-1]; jury demand (eav) (Entered: 09/04/2003)
09/02/2003	<u>28</u>	LOCAL Rule 3.2 and Fed.R.Civ.P. 7.1(A) Disclosure Statement by defendant BeMusic, improperly named CDnow Inc (eav) (Entered: 09/04/2003)
09/02/2003	<u>29</u>	ANSWER by defendant Toys R Us Inc to first amended complaint [8-1];

		jury demand (eav) (Entered: 09/04/2003)
09/02/2003	<u>30</u>	LOCAL Rule 3.2 and Fed.R.Civ.P. 7.1(A) Disclosure Statement by defendant Toys R Us Inc (eav) (Entered: 09/04/2003)
09/02/2003	<u>31</u>	ANSWER by defendant Borders Inc to first amended complaint [8-1]; jury demand (eav) (Entered: 09/04/2003)
09/02/2003	<u>32</u>	LOCAL Rule 3.2 and Fed.R.Civ.P. 7.1(A) Disclosure Statement by defendant Borders Inc (eav) (Entered: 09/04/2003)
09/02/2003	<u>33</u>	ANSWER by defendant Toysrus Com Inc to first amended complaint [8-1]; jury demand (eav) (Entered: 09/04/2003)
09/02/2003	<u>34</u>	LOCAL Rule 3.2 and Fed.R.Civ.P. 7.1(A) Disclosure Statmeent by defendant Toysrus Com Inc (eav) (Entered: 09/04/2003)
09/02/2003	<u>35</u>	ANSWER by defendant Walden Books Inc to first amended complaint [8-1]; jury demand (eav) (Entered: 09/04/2003)
09/02/2003	<u>36</u>	LOCAL Rule 3.2 and Fed.R.Civ.P. 7.1(A) Disclosure Statement by defendant Walden Books Inc (eav) (Entered: 09/04/2003)
09/02/2003	<u>37</u>	ANSWER by defendant Babiesrus Com LLC to first amended complaint [8-1]; jury demand (eav) (Entered: 09/04/2003)
09/02/2003	<u>38</u>	LOCAL Rule 3.2 and Fed.R.Civ.P. 7.1(A) Disclosure Statement by defendant Babiesrus Com LLC (eav) (Entered: 09/04/2003)
09/02/2003	<u>39</u>	ANSWER by defendant Borders Grp Inc to first amended complaint [8-1]; jury demand (eav) (Entered: 09/04/2003)
09/02/2003	<u>40</u>	LOCAL Rule 3.2 and Fed.R.Civ.P. 7.1(A) Disclosure Statement by defendant Borders Grp Inc (eav) (Entered: 09/04/2003)
09/02/2003	<u>41</u>	ANSWER by defendant Target Corp to first amended complaint [8-1]; jury demand (eav) (Entered: 09/04/2003)
09/02/2003	<u>42</u>	LOCAL Rule 3.2 and Fed.R.Civ.P. 7.1(A) disclosure statement by defendant Target Corp (eav) (Entered: 09/04/2003)
09/02/2003	<u>50</u>	MOTION by defendant Virgin Grp Ltd to dismiss pursuant to Federal Rule of Civil Procedure 12(b)((2) and 12(b)(5) ; Notice of motion (eav) (Entered: 09/19/2003)
09/02/2003	<u>51</u>	DECLARATION of Wendy L. Bjerknes in support of motion to dismiss defendant Virgin Group Limited [50-1] (Attachments) (eav) (Entered: 09/19/2003)
09/02/2003	<u>52</u>	DECLARATION of Gordon McCallum in support of motion to dismiss defendant Virgin Group Limited [50-1] (eav) (Entered: 09/19/2003)
09/02/2003	<u>53</u>	APPENDIX of unpublished authorities cited in motion to dismiss defendant Virgin Group limited pursuant to Federal Rule of Civil Procedure 12(b)(2) and 12(b)(5) (Attachments) (eav) (Entered: 09/19/2003)

09/02/2003	<u>55</u>	MEMORANDUM of points and authorities in support of motion to dismiss defendant Virgin Group Limited pursuant to Federal Rule of Civil Procedure 12(b)(2) and 12(b)(5) [50-1] (eav) (Entered: 09/19/2003)
09/03/2003	<u>43</u>	DECLARATION of Daniel Henderson in support of Pinpoint's opposition to Amazon's motion to transfer to the Western District of Washington and Amazon's motion to sever and stay action against non-Amazon defendants (eav) (Entered: 09/04/2003)
09/03/2003	<u>44</u>	APPENDIX of unpublished authorities in support of plaintiff's brief in opposition to amazon.com's motion to sever and stay action against other defendants and motion to transfer action against Amazon to the Western District of Washington (eav) (Entered: 09/04/2003)
09/03/2003	<u>45</u>	DECLARATION of Paul J. Skiermont in support of Pinpoint's opposition to Amazon's motion to transfer to the Western District of Washington and Amazon's motion to sever and stay action against non-Amazon defendants (Attachments) (eav) (Entered: 09/04/2003)
09/03/2003	<u>46</u>	BRIEF by plaintiff in opposition to amazon.com's motion to sever [21-1], and stay action against other defendants [21-2] and motion to transfer action against defendant Amazon to the Western District of Washington [21-3] (eav) (Entered: 09/04/2003)
09/03/2003	<u>56</u>	MINUTE ORDER of 9/3/03 by Hon. Suzanne B. Conlon : Defendant Virgin Group Limited's motion to dismiss pursuant to FRCP 12(b)(2) and 12(b)(5) [50-1] is taken under advisement. Plaintiff shall respond by 9/18/03. The motion will not be heard on 9/16/03 as noticed. Mailed notice by judge's staff (eav) (Entered: 09/19/2003)
09/09/2003	<u>47</u>	REPLY to Amazon.Com, Inc.'s COUNTERCLAIM [15-2] by counter-defendant Pinpoint Inc (eav) (Entered: 09/10/2003)
09/12/2003	<u>48</u>	NOTICE OF DISMISSAL by plaintiff as to defendant Virgin Grp Ltd, pursuant to Federal Rule 41(a)(1)(i) (ar) (Entered: 09/15/2003)
09/12/2003	<u>49</u>	NOTICE OF DISMISSAL by plaintiff as to defendant Egghead. Com.Inc. pursuant to Federal Rule 41(a)(i) (ar) (Entered: 09/15/2003)
09/18/2003	<u>54</u>	MEMORANDUM by plaintiff in opposition to Virgin Group Ltd.'s motion to dismiss [50-1] (eav) (Entered: 09/19/2003)
09/18/2003	<u>57</u>	MINUTE ORDER of 9/18/03 by Hon. Suzanne B. Conlon : Defendant Amazon.com, Inc.'s motion to sever [21-1] and stay action against Amazon.com's co-defendants [21-2] and to transfer action against defendant Amazon.com, Inc. to the Western District of Washington [21-3] are denied. Entered Memorandum Opinion and Order. Mailed notice by judge's staff (eav) (Entered: 09/19/2003)
09/19/2003	<u>58</u>	MINUTE ORDER of 9/19/03 by Hon. Suzanne B. Conlon : Pursuant to plaintiff's Rule 41(a)(1)(i) dismissal notice, defendant Virgin Grp Ltd is dismissed from this action without prejudice . Thata defendant's motion to dismiss [50-1] is moot. Mailed notice by judge's staff (jmp) (Entered: 09/22/2003)

09/22/2003	<u>59</u>	MINUTE ORDER of 9/22/03 by Hon. Suzanne B. Conlon : Defendant Egghead.com, Inc. is dismissed without prejudice. Mailed notice (eav) (Entered: 09/23/2003)
09/23/2003	<u>60</u>	MINUTE ORDER of 9/23/03 by Hon. Suzanne B. Conlon : Status hearing held. Parties have complied with FRCP 26(a)(1). Proponents to comply with FRCP 26(a)(2) by 1/30/04. Opponents to comply with FRCP 26(a)(2) by 3/15/04. Any rebuttal expert by 4/12/04. Discovery cut-off and filing of dispositive motions with supporting memoranda set on 5/14/04. Joint final pretrial order with agreed pattern jury instructions submission set on 6/3/04 at 9:00 a.m. ; proponents drafts to be submitted to opponents by 5/27/04. Case is placed on the June 2004 trial calendar. Firm Dates. Mailed notice (eav) (Entered: 09/24/2003)
11/03/2003	<u>62</u>	ATTORNEY APPEARANCE for plaintiff by Rebecca Weinstein Bacon and Adam K. Mortara. (jmp) (Entered: 12/03/2003)
11/12/2003	<u>61</u>	APPLICATION for leave to appear pro hac vice for plaintiff Pinpoint Inc by Adam K. Mortara; Order entered granting leave by Hon. Suzanne B. Conlon (eav) (Entered: 11/12/2003)
11/12/2003		MAILED Rule 83.16 letter and appearance form to Adam K. Mortara (eav) (Entered: 11/12/2003)
12/05/2003	<u>64</u>	AGREED MOTION by plaintiff Pinpoint Inc for leave to amend complaint a second time ; Notice of agreed motion (eav) (Entered: 12/11/2003)
12/05/2003	<u>65</u>	JOINT STIPULATION in support of plaintiff's second time amended complaint [64-1] (eav) (Entered: 12/11/2003)
12/08/2003	<u>63</u>	ATTORNEY APPEARANCE for defendants Amazon.Com Inc, Babiesrus Com LLC, Borders Inc, Toys R Us Inc, Toysrus Com Inc, Virgin Grp Ltd, Walden Books Inc, Borders Grp Inc by Laura K McNally; Notice of filing (eav) (Entered: 12/09/2003)
12/10/2003	<u>66</u>	MINUTE ORDER of 12/10/03 by Hon. Suzanne B. Conlon : Plaintiff's agreed motion for leave to amend complaint a second time is granted. [64-1] Plaintiff is granted leave to file its second amended complaint instanter. Defendants shall answer or otherwise plead to the second amended complaint by 12/17/03. Mailed notice by judge's staff (eav) (Entered: 12/11/2003)
12/10/2003	<u>67</u>	SECOND AMENDED COMPLAINT by plaintiff Pinpoint Inc; jury demand; adding BeMusic Inc, Borders Grp Inc, Toysrus.com Inc, Virgin Entertainment, Walden Book Co Inc (eav) (Entered: 12/11/2003)
12/17/2003	<u>68</u>	ANSWER by defendant Toysrus.com Inc to second amended complaint [67-1]; jury demand; Notice. (yp) (Entered: 12/18/2003)
12/17/2003	<u>69</u>	ANSWER by defendant Toys R Us Inc to second amended complaint [67-1]; jury demand; Notice. (yp) (Entered: 12/18/2003)
12/17/2003	<u>70</u>	ANSWER by defendant Borders Inc to second amended complaint [67-

		1]; jury demand; Notice. (yp) (Entered: 12/18/2003)
12/17/2003	<u>71</u>	ANSWER by defendant Borders Grp Inc to second amended complaint [67-1]; jury demand; Notice. (yp) (Entered: 12/18/2003)
12/17/2003	<u>72</u>	ANSWER by defendant Walden Books Inc to second amended complaint [67-1]; jury demand; Notice. (yp) (Entered: 12/19/2003)
12/17/2003	<u>73</u>	ANSWER by defendant Target Corp to seond amended complaint [67-1]; jury demand; Notice. (yp) (Entered: 12/19/2003)
12/17/2003	<u>74</u>	ANSWER by defendant BeMusic Inc to second amended complaint [67-1]; jury demand; Notice. (yp) (Entered: 12/19/2003)
12/17/2003	<u>75</u>	ANSWER by defendant Babiesrus Com LLC to second amended complaint [67-1]; jury demand; Notice. (yp) (Entered: 12/19/2003)
12/17/2003	<u>76</u>	LOCAL RULE 3.2 AND FED. R. CIV. P. 7.1(A) disclosure statement by defendant Virgin Entertainment; Notice. (yp) (Entered: 12/19/2003)
12/17/2003	<u>77</u>	ANSWER to complaint [67-1] and COUNTERCLAIMS; jury demand by defendant Amazon.Com Inc against plaintiff Pinpoint Inc; Notice. (yp) (Entered: 12/19/2003)
12/17/2003	<u>78</u>	ANSWER by defendant and counterclaimant Virgin Entertainment Group, Inc. to second amended complaint [67-1]; jury demand; Notice. (yp) (Entered: 12/19/2003)
01/12/2004	<u>79</u>	AGREED MOTION by plaintiff to amend scheduling order ; Notice of agreed motion (eav) (Entered: 01/16/2004)
01/14/2004	<u>81</u>	CONSENT Revised Notice by defendant Amazon.Com Inc of Agreed Motion to Amend Scheduling Order (eav) (Entered: 01/20/2004)
01/15/2004	<u>80</u>	MINUTE ORDER of 1/15/04 by Hon. Suzanne B. Conlon : Parties' agreed motion to amend scheduling order is granted. [79-1] Proponent's compliance with FRCP 26(a)(2) extended to 3/30/04. Opponents' compliance with FRCP 26(a)(2) extended to 5/15/04. Any rebuttal expert by 6/12/04. Discovery cut-off and filing of dispositive motions with supporting memoranda extended to 7/14/04. Joint final pretrial order with agreed pattern jury instructions submission on 6/3/04 is reset on 8/3/04 at 9:00 a.m. ; propoent's draft to be submitted to opponents by 7/27/04. Case is placed on the August 2004 trial calendar. No further extensions. Mailed notice by judge's staff (eav) (Entered: 01/16/2004)
01/26/2004	<u>82</u>	AGREED MOTION by plaintiff, defendants for entry of protective order governing disclosure of the parties' confidential information (Attachment); Notice of motion (eav) (Entered: 01/30/2004)
01/29/2004	<u>83</u>	MINUTE ORDER of 1/29/04 by Hon. Suzanne B. Conlon : Parties' agreed motion for entry of protective order governing disclosure of the parties' confidential information is granted. [82-1] (Entered Stipulated Protective Order) Mailed notice (eav) (Entered: 01/30/2004)
02/05/2004	<u>84</u>	NOTICE OF MOTION by plaintiff Pinpoint Inc for leave to file an

		additional appearance of attorney Peter B. Bensinger, Jr. ; (eav) (Entered: 02/11/2004)
02/10/2004	<u>85</u>	MINUTE ORDER of 2/10/04 by Hon. Suzanne B. Conlon : Plaintiff's motion for leave to file an additional appearance is granted. [84-1] Counsel Peter R. Bensinger, Jr. is granted leave to file his appearance for plaintiff. Mailed notice (eav) (Entered: 02/11/2004)
02/10/2004	<u>86</u>	ATTORNEY APPEARANCE for plaintiff Pinpoint Inc by Peter Benjamin Bensinger Jr. (eav) (Entered: 02/11/2004)
02/27/2004	<u>87</u>	ATTORNEY APPEARANCE for defendant Amazon.Com Inc by Jedediah Phillips (eav) (Entered: 03/01/2004)
03/15/2004	<u>88</u>	NOTICE by plaintiff Pinpoint Inc of firm registration as an LLP and name change (eav) (Entered: 03/16/2004)
03/17/2004	<u>89</u>	AGREED MOTION by plaintiff, defendant to reset date for opening expert reports and to otherwise leave the schedule unchanged ; Notice of agreed motion (eav) (Entered: 03/24/2004)
03/23/2004	<u>90</u>	MINUTE ORDER of 3/23/04 by Hon. Suzanne B. Conlon : Parties' agreed motion to reset date for opening expert reports and to otherwise leave the schedule unchanged is granted. [89-1] Proponent's compliance with FRCP 26(a)(2) is extended to 4/12/04. All other previously set dates stand. Mailed notice (eav) (Entered: 03/24/2004)
04/05/2004	<u>91</u>	AGREED MOTION by Pinpoint Inc, Amazon.Com Inc, Babiesrus Com LLC, CDnow Inc, Egghead Com Inc, Target Corp, Toys R Us Inc, Toysrus Com Inc, Virgin Grp Ltd, Borders Grp Inc, BeMusic Inc, Walden Book Co Inc to reset dates for exchange of expert reports and to otherwise leave the schedule unchanged ; Notice of agreed motion (eav) (Entered: 04/06/2004)
04/08/2004	<u>92</u>	MINUTE ORDER of 4/8/04 by Hon. Suzanne B. Conlon : Parties' agreed motion to reset dates for exchange of expert reports and to otherwise leave the schedule unchanged is granted. [91-1] Proponent's compliance with FRCP 26(a)(2) extended to 4/26/04. Opponents' compliance with FRCP 26(a)(2) extended to 5/24/04. Rebuttal expert reports extended to 6/18/04. All other previously set dates stand. Mailed notice (eav) (Entered: 04/08/2004)
04/08/2004	<u>93</u>	MOTION by defendants for leave to file documents under seal (Attachments); Notice of motion (RESTRICTED) (eav) (Entered: 04/13/2004)
04/14/2004	<u>94</u>	MINUTE ORDER of 4/14/04 by Hon. Suzanne B. Conlon: Defendants' motion for leave to file documents under seal is denied [93-1] for failure to show good cause to place amended answers under seal or to rebut the strong presumption that pleadings are public records. See, e.g., Union Oil Company of California v. Leavell, 220 F.3d 562, 567-68 (7th Cir. 2000) Notice mailed by judge's staff (air) (Entered: 04/19/2004)
04/16/2004	<u>95</u>	WRITTEN consent by plaintiff Pinpoint Inc for defendant and

		counterclaimant Amazon.Com, Inc. to file its first amended answer and counterclaims and all other defendants to file their first amended answers; Notice of filing (eav) (Entered: 04/20/2004)
04/16/2004	<u>96</u>	FIRST AMENDED ANSWER and COUNTERCLAIMS; jury demand by defendant and counterclaimant Amazon.Com Inc; Notice of filing (eav) (Entered: 04/20/2004)
04/16/2004	<u>97</u>	FIRST AMENDED ANSWER by defendant Babiesrus Com LLC; jury demand (eav) (Entered: 04/20/2004)
04/16/2004	<u>98</u>	FIRST AMENDED ANSWER by defendant BeMusic Inc; jury demand (eav) (Entered: 04/20/2004)
04/16/2004	<u>99</u>	FIRST AMENDED ANSWER by defendant Borders Inc; jury demand (eav) (Entered: 04/20/2004)
04/16/2004	<u>100</u>	FIRST AMENDED ANSWER by defendant Borders Grp Inc; jury demand (eav) (Entered: 04/20/2004)
04/16/2004	<u>101</u>	FIRST AMENDED ANSWER by defendant Target Corp; jury demand (eav) (Entered: 04/20/2004)
04/16/2004	<u>102</u>	FIRST AMENDED ANSWER by defendant Toys R Us Inc; jury demand (eav) (Entered: 04/20/2004)
04/16/2004	<u>103</u>	FIRST AMENDED ANSWER by defendant Toysrus Com Inc; jury demand (eav) (Entered: 04/20/2004)
04/16/2004	<u>104</u>	FIRST AMENDED ANSWER by defendant Virgin Entertainment; jury demand (eav) (Entered: 04/20/2004)
04/16/2004	<u>105</u>	FIRST AMENDED ANSWER by defendant Walden Books Inc; jury demand (eav) (Entered: 04/20/2004)
05/06/2004	<u>106</u>	REPLY TO Amazon.com, Inc.'s Amended COUNTERCLAIM by plaintiff/counter-defendant Pinpoint Inc; Notice of filing (eav) (Entered: 05/07/2004)
05/10/2004	<u>107</u>	AGREED MOTION by plaintiff, defendant for a Special Setting ; Notice of Agreed Motion (eav) (Entered: 05/27/2004)
05/18/2004	<u>108</u>	AGREED MOTION by defendant Amazon.Com Inc to reset dates for exchange of opponent expert reports and to otherwise leave the schedule unchanged ; Notice of motion (eav) (Entered: 05/27/2004)
05/18/2004	<u>109</u>	MINUTE ORDER of 5/18/04 by Hon. Suzanne B. Conlon : Parties' agreed motion for a special setting is granted. [107-1] Trial is set on 8/16/04 at 9:00 a.m. Mailed notice by judge's staff (eav) (Entered: 05/27/2004)
05/25/2004	<u>110</u>	MINUTE ORDER of 5/25/04 by Hon. Suzanne B. Conlon : Defendants' agreed motion to reset dates for exchange of opponent expert reports and to otherwise leave the schedule unchanged is granted. [108-1] Opponents' compliance with FRCP 26(a)(2) is extended to 6/4/04. All other

		previously set dates stand. Mailed notice by judge's staff (eav) (Entered: 05/27/2004)
06/28/2004	<u>111</u>	MOTION by defendants Amazon.Com Inc, Babiesrus Com LLC, Borders Inc, Target Corp, Toys R Us Inc, Toysrus Com Inc, Virgin Grp Ltd, Walden Books Inc, BeMusic Inc for claim construction ; Notice of motion (eav) (Entered: 07/02/2004)
06/28/2004	<u>112</u>	MOTION by defendants Amazon.Com Inc, Babiesrus Com LLC, Borders Inc, Target Corp, Toys R Us Inc, Toysrus Com Inc, Virgin Grp Ltd, Walden Books Inc, BeMusic Inc for leave to file memorandum of law in excess of fifteen pages ; Notice of motion (eav) (Entered: 07/02/2004)
06/28/2004	<u>114</u>	DECLARATION of Paul D. Resnick, Ph.D in support of defendants motion for claim construction [111-1] (Attachments) (eav) (Entered: 07/02/2004)
06/28/2004	<u>115</u>	DECLARATION of Todd C. Jacobs in support of defendants' motion for claim construction [111-1] (Attachments) (eav) (Entered: 07/02/2004)
06/30/2004	<u>116</u>	AGREED MOTION by plaintiff Pinpoint Inc and defendant Amazon.Com Inc to permit depositions after discovery closing date and to otherwise leave the schedule unchanged Notice of motion (eav) (Entered: 07/14/2004)
07/01/2004	<u>113</u>	MEMORANDUM by defendants of law in support of their motion for claim construction [111-1] (eav) (Entered: 07/02/2004)
07/01/2004	<u>120</u>	MINUTE ORDER of 7/1/04 by Hon. Suzanne B. Conlon : Defendants' motion for leave to file memorandum of law in excess of fifteen pages is granted. [117-1], [112-1] Defendants' motion for claim construction [111-1] is taken under advisement. Plaintiff shall file its response not exceeding 20 pages by 7/21/04. Mailed notice by judge staff (eav) (Entered: 07/15/2004)
07/04/2004	<u>127</u>	DECLARATION of Dr. Paul Resnick, Ph.D in support of defendants' motion for summary judgment [123-1] (eav) (Entered: 07/15/2004)
07/06/2004	<u>119</u>	MINUTE ORDER of 7/6/04 by Hon. Suzanne B. Conlon : Parties' agreed motion to permit depositions after discovery closing date and to otherwise leave the schedule unchanged is granted. [116-1] Parties are granted leave to take the depositions of Julie Davis on 7/15/04, Mark Nusbaum on 7/16/04, Daniel Henderson on 7/19/04, and Aron Levko on 7/20/04. All other previously set dates stand. Mailed notice by judge's staff (eav) (Entered: 07/14/2004)
07/08/2004	<u>117</u>	MOTION by defendants Amazon.Com Inc, Babiesrus Com LLC, Borders Inc, Target Corp, Toys R Us Inc, Toysrus Com Inc, Virgin Grp Ltd, Walden Books Inc for leave to file memorandum of law in excess of fifteen pages ; Notice of motion (eav) (Entered: 07/14/2004)
07/13/2004	<u>121</u>	MINUTE ORDER of 7/13/04 by Hon. Suzanne B. Conlon : Defendants' motion for leave to file memorandum of law in excess of 15 pages is

		granted. Defendants are granted leave to file their memorandum of law in support of motion for summary judgment not exceeding 25 pages. Plaintiff's response shall not exceed 25 pages. Defendants' reply shall not exceed 10 pages. Mailed notice by judge's staff (eav) (Entered: 07/15/2004)
07/13/2004	<u>133</u>	MOTION by plaintiff for leave to file a memorandum of law in response to defendants' motion for claim construction exceeding twenty pages ; Notice of motion (eav) (Entered: 07/20/2004)
07/14/2004	<u>118</u>	APPLICATION for leave to appear pro hac vice for plaintiff Pinpoint Inc by Jennifer E Heisinger; Order entered granting leave by Hon. Suzanne B. Conlon (eav) (Entered: 07/14/2004)
07/14/2004	<u>122</u>	MOTION by defendants for leave to file documents under seal (Attachment); Notice of motion (eav) (Entered: 07/15/2004)
07/14/2004	<u>123</u>	MOTION by defendants for summary judgment of non-infringement and invalidity of the patents-in-suit ; Notice of motion; Memorandum of law in support; Certificate of service (eav) (Entered: 07/15/2004)
07/14/2004	<u>124</u>	EXHIBITS to Dr. Paul Resnick, Ph.D in support of defendants' motion for summary judgment [123-1] (2 Vols.: 124-1 through 124-2) (eav) (Entered: 07/15/2004)
07/14/2004	<u>125</u>	LOCAL RULE 56.1 Statement supporting its motion for summary judgment on non-infringement and invalidity of the patents-in-suit by defendants (eav) (Entered: 07/15/2004)
07/14/2004	<u>126</u>	DECLARATION of Russell Dicker in support of defendants' motion for summary judgment [123-1] (eav) (Entered: 07/15/2004)
07/14/2004	<u>128</u>	DECLARATION of Walter Bender in support of defendants' motion for summary judgment of non-infringement and invalidity of the patents-in-suit [123-1] (Attachments) (eav) (Entered: 07/15/2004)
07/14/2004	<u>129</u>	DECLARATION of Todd C. Jacobs in support of defendants' motion for summary judgment of non-infringement and invalidity of the patents-in-suit [123-1] (Attachments) (eav) (Entered: 07/15/2004)
07/14/2004	<u>130</u>	DECLARATION of Buddy Stein in support of defendants' motion for summary judgment of non-infringement and invalidity [123-1] (RESTRICTED) (eav) (Entered: 07/16/2004)
07/14/2004	<u>131</u>	EXHIBIT 7 Declaration of Todd C. Jacobs in support of defendants' motion for summary judgment of non-infringement and invalidity of the patents-in-suit [123-1] (RESTRICTED) (eav) (Entered: 07/16/2004)
07/15/2004	<u>132</u>	MINUTE ORDER of 7/15/04 by Hon. Suzanne B. Conlon : Defendants' motion for leave to file documents under seal is granted on good cause shown.[122-1] Defendants' motion for summary judgment of non-infringement and invalidity of the patents-in-suit [123-1] is taken under advisement. Plaintiff shall respond by 8/6/04. Defendants shall reply by 8/13/04. The motions will not be heard on 7/20/04 as noticed. Pretrial

		order submission on 8/3/04 and trial on 8/16/04 are vacated pending disposition of the summary judgment motion. Mailed notice by judge's staff (eav) (Entered: 07/16/2004)
07/20/2004	<u>134</u>	MINUTE ORDER of 7/20/04 by Hon. Suzanne B. Conlon : Plaintiff's motion for leave to file a memorandum of law in response to defendants' motion for claim construction exceeding twenty pages is granted. [133-1] Plaintiff is granted leave to file a response not exceeding 30 pages. Mailed notice by judge's staff (eav) (Entered: 07/20/2004)
07/21/2004	<u>135</u>	MEMORANDUM of law on claim construction by Pinpoint, Inc. (Attachments). (rbf) (Entered: 07/22/2004)
07/21/2004	<u>136</u>	DECLARATION of Michael Pazzani, Ph.D. in support of Pinpoint's memorandum of law on claim construction [135-1] (Attachments). (rbf) (Entered: 07/22/2004)
07/21/2004	<u>137</u>	APPENDIX filed by Pinpoint Inc in support of their memorandum of law on claim construction [135-1] (Attachments). (Documents: 137-1 through 137-5). (rbf) Modified on 07/22/2004 (Entered: 07/22/2004)
07/27/2004	<u>138</u>	ATTORNEY APPEARANCE for defendants Amazon.Com Inc, Babiesrus Com LLC, Borders Inc, Toys R Us Inc, Virgin Grp Ltd, Walden Books Inc, Borders Grp Inc, BeMusic Inc, Toysrus.com Inc by Robert Davis Stonebraker (eav) (Entered: 07/28/2004)
07/27/2004	<u>140</u>	MOTION by defendants Amazon.Com Inc, Babiesrus Com LLC, Borders Inc, Target Corp, Toys R Us Inc, Toysrus Com Inc, Virgin Grp Ltd, Walden Books Inc, BeMusic Inc, Borders Grp Inc for leave to file defendants' reply to plaintiff's memorandum of law on claim construction and request for tutorial and oral argument ; Notice of motion (eav) (Entered: 08/03/2004)
07/28/2004	<u>139</u>	MEMORANDUM by plaintiff in opposition to defendants' motion to file a reply memorandum in support of defendants' motion for claim construction and request for oral argument and motion in the alternative for leave to file a response memorandum on claim construction (eav) (Entered: 07/29/2004)
08/02/2004	<u>143</u>	MOTION by plaintiff to reschedule oral argument and tutorial for claim construction ; Notice of motion (eav) (Entered: 08/05/2004)
08/03/2004	<u>141</u>	MINUTE ORDER of 8/3/04 by Hon. Suzanne B. Conlon : Defendants' motion for leave to file a 5-page reply on claim construction is granted. [111-1] Plaintiff is granted leave to file a sur-reply not exceeding 5 pages by 8/6/04. Defendants' motion for tutorial and oral argument is granted. [140-1] Oral argument is set on 8/13/04 at 9:00 a.m. Mailed notice by judge's staff (eav) (Entered: 08/03/2004)
08/03/2004	<u>142</u>	MEMORANDUM by defendants and counter-claimants in reply to plaintiff's memorandum of law on claim construction (Attachments) (eav) (Entered: 08/03/2004)
08/05/2004	<u>144</u>	MINUTE ORDER of 8/5/04 by Hon. Suzanne B. Conlon : Plaintiff's

		motion to reschedule oral argument and tutorial for claim construction is denied for reasons stated in open court. [143-1] Parties shall have 90 minutes per side for oral argument and tutorial. Mailed notice by judge's staff (eav) (Entered: 08/05/2004)
08/06/2004	<u>145</u>	SUR-REPLY by plaintiff Pinpoint Inc on claim construction (eav) (Entered: 08/11/2004)
08/06/2004	<u>146</u>	SUPPLEMENTAL APPENDIX filed by plaintiff Pinpoint Inc in support of sur-reply [145-1] (Attachments) (eav) (Entered: 08/11/2004)
08/06/2004	<u>147</u>	DECLARATION of Buddy Stein in support of plaintiff's opposition to defendants' motion for summary judgment of non-infringement and invalidity (eav) (Entered: 08/11/2004)
08/06/2004	<u>148</u>	DECLARATION of Frederick S.M. Herz in support of plaintiff's opposition to defendants' motion for summary judgment of non-infringement and invalidity (Attachments) (eav) (Entered: 08/11/2004)
08/06/2004	<u>149</u>	AFFIDAVIT of Adam K. Mortara in support of Pinpoint's memorandum of law in opposition to defendants' motion for summary judgment of non-infringement and invalidity (eav) (Entered: 08/11/2004)
08/06/2004	<u>150</u>	APPENDIX filed by plaintiff Pinpoint Inc in support of affidavit of Adam Mortara [149-1] (eav) (Entered: 08/11/2004)
08/06/2004	<u>151</u>	MOTION by plaintiff for leave to file under seal ; Notice of motion (eav) (Entered: 08/11/2004)
08/06/2004	<u>153</u>	EXHIBIT 5 by plaintiff Pinpoint Inc (RESTRICTED) (eav) (Entered: 08/12/2004)
08/06/2004	<u>154</u>	EXHIBIT 6 by plaintiff Pinpoint Inc (RESTRICTED) (eav) (Entered: 08/12/2004)
08/06/2004	<u>155</u>	EXHIBIT 8 by plaintiff Pinpoint Inc (RESTRICTED) (eav) (Entered: 08/12/2004)
08/06/2004	<u>156</u>	EXHIBIT 9 by plaintiff Pinpoint Inc (RESTRICTED) (eav) (Entered: 08/12/2004)
08/06/2004	<u>157</u>	EXHIBIT 10 by plaintiff Pinpoint Inc (RESTRICTED) (eav) (Entered: 08/12/2004)
08/06/2004	<u>158</u>	EXHIBIT 11 by plaintiff Pinpoint Inc (RESTRICTED) (eav) (Entered: 08/12/2004)
08/06/2004	<u>159</u>	EXHIBIT 14 by plaintiff Pinpoint Inc (RESTRICTED) (eav) (Entered: 08/12/2004)
08/06/2004	<u>160</u>	MEMORANDUM by plaintiff Pinpoint Inc of law in opposition to defendants' motion for summary judgment of non-infringement and invalidity of the patents-in-suit [123-1] (RESTRICTED) (eav) Modified on 08/13/2004 (Entered: 08/12/2004)

08/06/2004	<u>161</u>	RESPONSES by plaintiff Pinpoint Inc and objections to defendants' Local Rule 56.1 statement supporting their motion for summary judgment (RESTRICTED) (eav) (Entered: 08/12/2004)
08/06/2004	<u>162</u>	DECLARATION of Michael Pazzani (RESTRICTED) (eav) (Entered: 08/12/2004)
08/11/2004	<u>152</u>	MINUTE ORDER of 8/11/04 by Hon. Suzanne B. Conlon : Plaintiff's motion for leave to file under seal is granted. [151-1] Plaintiff is granted leave to file under seal its memorandum in opposition to defendants' motion for summary judgment, response and objections to defendants' Local Rule 56.1 statement, appendix exhibits 5,6,8,9,10 and 11 and the declaration of Michael Pazzani. Mailed notice (eav) (Entered: 08/11/2004)
08/13/2004	<u>163</u>	MINUTE ORDER of 8/13/04 by Hon. Suzanne B. Conlon : Hearing held on claim construction issues. No notice (eav) (Entered: 08/13/2004)
08/13/2004	<u>164</u>	REPLY memorandum by defendants to Pinpoint's opposition to defendants' motion for summary judgment of non-infringement and invalidity; Notice of filing (eav) (Entered: 08/16/2004)
08/13/2004	<u>165</u>	RESPONSES by defendants and objections to plaintiff PinPoint's "Additional Facts' Supporting their opposition to summary judgment pursuant to Local Rule 56.1 (eav) (Entered: 08/16/2004)
08/13/2004	<u>166</u>	DECLARATION of Todd C. Jacobs in support of defendants' reply to PinPoint's opposition to defendants' motion for summary judgment on non-infringement and invalidity of the patents-in-suit (Attachments) (eav) (Entered: 08/16/2004)
08/13/2004	<u>167</u>	DECLARATION of Shoshana Loeb, Ph.D (eav) (Entered: 08/16/2004)
08/17/2004	<u>168</u>	MOTION by plaintiff Pinpoint Inc for leave to file a sur-reply to defendants' memorandum in reply to Pinpoint's opposition to defendants' motion for summary judgment ; Notice. (gma) (Entered: 08/18/2004)
08/24/2004	<u>169</u>	MINUTE ORDER of 8/24/04 by Hon. Suzanne B. Conlon: Plaintiff's motion for leave to file a sur-reply to defendants' memorandum in reply to Pinpoint's opposition to defendants' motion for summary judgment is denied [168-1]. Notices mailed by judge's staff (vmj) (Entered: 08/30/2004)
08/31/2004	<u>170</u>	MINUTE ORDER of 8/31/04 by Hon. Suzanne B. Conlon : Defendants' motion for claim construction [111-1] is granted in part and denied in part. (Entered Memorandum Opinion and Order.) Notices mailed by judge's staff (hp) (Entered: 09/01/2004)
08/31/2004	<u>171</u>	MINUTE ORDER of 8/31/04 by Hon. Suzanne B. Conlon : Defendants' motion for summary judgment [123-1] is denied in part and granted in part. The motion is granted as to the invalidity of claims 1-7 of U.S. Patent No. 5,754,939. The motion is denied as to non-infringement and invalidity of of U.S. Patent Nos. 5,758,257 and 6,088,722. The joint final pretrial order and agreed pattern jury instructions shall be presented on

		10/14/04, at 9:00 a.m. Plaintiff's draft shall be submitted to defendants by 09/20/04. Neither side shall submit more than five motions in limine; motions shall not exceed 10 pages each. Trial is set on 12/06/04, at 9:00 a.m. (Entered Memorandum Opinion and Order.) Notices mailed by judge's staff (hp) (Entered: 09/01/2004)
09/03/2004	<u>172</u>	MOTION NOTICE by defendant Amazon.Com Inc of withdrawal of Attorney R. David Donoghue ; Notice of filing (eav) (Entered: 09/07/2004)
10/08/2004	<u>174</u>	MOTION by plaintiff Pinpoint Inc to enforce Local Rule 16.1 and for leave to depose certain individuals on Amazon's trial witness list (Attachments); Notice (eav) (Entered: 10/15/2004)
10/13/2004	<u>179</u>	NOTICE by defendant Amazon.Com Inc., in limine to exclude improper testimony by Dr. Michael Pazzani ; Notice. (hp) (Entered: 10/18/2004)
10/13/2004	<u>180</u>	MOTION by defendant Amazon.Com Inc., in limine to limit William T. Ellis' testimony ; Notice. (hp) (Entered: 10/18/2004)
10/13/2004	<u>181</u>	MOTION by defendant Amazon.Com Inc., in limine to exclude undisclosed prior art ; Notice. (hp) (Entered: 10/18/2004)
10/13/2004	<u>182</u>	MOTION by defendant Amazon.Com Inc, in limine to exclude uncorroborated evidence on conception and diligence ; Notice. (hp) (Entered: 10/18/2004)
10/13/2004	<u>183</u>	MOTION by defendant Amazon.Com Inc, in limine to exclude Julie Davis' testimony ; Notice. (hp) (Entered: 10/18/2004)
10/14/2004	<u>173</u>	REFERRAL ORDER of 10/14/04 The case is referred to the Hon. Magistrate Judge Nan R. Nolan pursuant to Local Rule 72.1 to conduct hearings and enter appropriate orders on the following pretrial motion/matter: Perform such additional duties as are not inconsistent with the Constitution and laws of the United States, as specifically , Plaintiff's motion to enforce Local Rule 16.1 and for leave to depose certain individuals on defendants' trial witness list. (For further details see reverse of order.) Mailed notice (eav) (Entered: 10/15/2004)
10/14/2004	<u>175</u>	MOTION by plaintiff Pinpoint Inc in limine to exclude the expert reports and testimony of Amazon expert Mark E. Nusbaum (eav) (Entered: 10/15/2004)
10/14/2004	<u>176</u>	DEMAND for jury trial by plaintiff Pinpoint Inc (eav) (Entered: 10/15/2004)
10/14/2004	<u>177</u>	MEMORANDUM by plaintiff Pinpoint Inc in support of its motion in limine to exclude the expert reports and testimony of Amazon expert Mark E. Nusbaum [175-1] (Attachments) (eav) (Entered: 10/15/2004)
10/14/2004	<u>178</u>	MINUTE ORDER of 10/14/04 by Hon. Suzanne B. Conlon : Pretrial order submission held. Parties shall submit revised jury instructions with standard numbering and clearly identifying any contested instructions. Final pretrial conference set on 11/16/04 at 9:00 a.m.; all trial counsel to

		be present. Plaintiff's motion to enforce Local Rule 16.1 and for leave to depose certain individuals on defendants' trial witness list is referred to Magistrate Judge Nolan. Parties' motions in limine are taken under advisement. [175-1] Responses shall be filed by 10/25/04. (Entered Joint Pretrial Order.) Mailed notice by judge's staff (eav) (Entered: 10/15/2004)
10/18/2004	<u>184</u>	MINUTE ORDER of 10/18/04 by Hon. Nan R. Nolan : Defendant Amazon shall respond to plaintiff's motion to enforce Local Rule 16.1 and for leave to depose certain individuals on Amazon's trial witness list by 10/22/04. Plaintiff shall reply by 10/25/04. Telephoned notice (eav) (Entered: 10/19/2004)
10/18/2004	<u>185</u>	MOTION by defendants and counter-claimants for leave to file memoranda of Points and Authorities in support of motions in limine ; Notice of motion (eav) (Entered: 10/22/2004)
10/18/2004	<u>186</u>	MEMORANDUM by defendants of Points and Authorities in support of motion in limine to exclude uncorroborated evidence on conception and diligence [182-1] (Attachments) (eav) (Entered: 10/22/2004)
10/18/2004	<u>187</u>	MEMORANDUM by defendants of Points and Authorities in support of motion in limine to exclude Julie Davis' testimony [183-1] (Attachments) (eav) (Entered: 10/22/2004)
10/18/2004	<u>188</u>	MEMORANDUM by defendants of Points and Authorities in support of motion in limine to exclude improper testimony by Dr. Michael Pazzani [179-1] (Attachments) (eav) (Entered: 10/22/2004)
10/18/2004	<u>189</u>	MEMORANDUM by defendants of Points and Authorities in support of motion in limine to exclude undisclosed prior art [181-1] (eav) (Entered: 10/22/2004)
10/18/2004	<u>190</u>	MEMORANDUM by defendants of Points and Authorities in support of motion in limine to limit William T. Ellis' testimony [180-1] (eav) (Entered: 10/22/2004)
10/18/2004	<u>191</u>	DECLARATION of Todd C. Jacobs in support of defendants' motions in limine (Attachments) (eav) (Entered: 10/22/2004)
10/21/2004	<u>192</u>	MINUTE ORDER of 10/21/04 by Hon. Suzanne B. Conlon : Defendants' motion for leave to file memoranda of Points and Authorities in support of motions in limine is granted. [185-1] Due to defendants' delay in filing its motions in limine memoranda, plaintiff's responses are extended to 10/29/04. Mailed notice by judge's staff (eav) (Entered: 10/22/2004)
10/25/2004	<u>193</u>	DECLARATION of Paul J. Skiermont in support of Pinpoint's reply memorandum in support of its motion to enforce Local Rule 16.1 and with, leave to depose certain individuals on Amazon's trial witness list (Attachment) (eav) (Entered: 10/26/2004)
10/25/2004	<u>193</u>	FOR leave by plaintiff to depose certain individuals on Amazon's trial witness list (eav) (Entered: 10/26/2004)

10/25/2004	<u>194</u>	OPPOSITION by defendants to plaintiff Pinpoint's motion in limine to exclude the expert reports and testimony of Amazon expert Mark E. Nusbaum [175-1] (Attachments); Notice of filing (eav) (Entered: 10/26/2004)
10/25/2004	<u>195</u>	OPPOSITION by defendants to Pinpoint's motion to enforce Local Rule 16.1 [174-1] and for leave to depose certain individuals on Amazon's trial witness list [174-2]; Notice of filing (Attachments) (eav) (Entered: 10/26/2004)
10/25/2004	<u>196</u>	REPLY memorandum by plaintiff Pinpoint Inc in support of its motion to enforce Local Rule 16.1 [174-1] and for leave to depose certain individuals on Amazon's trial witness list [174-2] (eav) (Entered: 10/26/2004)
10/25/2004	<u>197</u>	DECLARATION of Jedediah Phillips in support of defendants' opposition [195-1] (Attachments) (eav) (Entered: 10/26/2004)
10/26/2004		SCHEDULE set on 10/26/04 by Hon. Suzanne B. Conlon : Pretrial conference on 11/16/04 reset to 4:00 pm. Mailed notice (cgb) (Entered: 10/26/2004)
10/26/2004	<u>198</u>	NOTICE by plaintiff of joint submission of corrected jury instructions (eav) (Entered: 10/27/2004)
10/29/2004	<u>199</u>	OPPOSITION (Exhibits 1, 2, 4 and 5) by plaintiff Pinpoint Inc to defendant's motion in limine to exclude "improper" testimony by Dr. Michael Pazzani [179-1] (4 Vols.: 199-1 through 199-4) (RESTRICTED) (eav) (Entered: 11/04/2004)
10/29/2004	<u>200</u>	OPPOSITION (Exhibit 4 and 6) by plaintiff Pinpoint Inc to defendants' motion in limine to exclude Julie Davis' testimony [183-1] (2 Vols.: 200-1 through 200-2) (RESTRICTED) (eav) (Entered: 11/04/2004)
10/29/2004	<u>201</u>	OPPOSITION by plaintiff Pinpoint Inc to defendants' motion in limine to limit William T. Ellis' testimony [180-1] (eav) (Entered: 11/04/2004)
10/29/2004	<u>202</u>	OPPOSITION by plaintiff to defendants' motion in limine to exclude "undisclosed" prior art [181-1] (Attachments) (eav) (Entered: 11/04/2004)
10/29/2004	<u>203</u>	OPPOSITION by plaintiff Pinpoint Inc to defendants' motion in limine to exclude uncorroborated evidence on conception and diligence [182-1] (Attachments) (eav) (Entered: 11/04/2004)
10/29/2004	<u>204</u>	OPPOSITION by plaintiff Pinpoint Inc to defendants' motion in limine to exclude Julie Davis' testimony [183-1] (Attachments) (eav) (Entered: 11/04/2004)
10/29/2004	<u>205</u>	OPPOSITION by plaintiff Pinpoint Inc to defendants' motion in limine to exclude improper testimony by Dr. Michael Pazzani [179-1] (eav) (Entered: 11/04/2004)
10/29/2004	<u>206</u>	APPENDIX filed by plaintiff in support of Pinpoint's opposition [205-1]

		(2 Vols.: 206-1 and 206-2) (eav) (Entered: 11/04/2004)
10/29/2004	<u>210</u>	MOTION by plaintiff/counter-defendant Pinpoint Inc for leave to file under seal ; Notice of motion (rbf) (Entered: 11/15/2004)
11/03/2004	<u>207</u>	MINUTE ORDER of 11/3/04 by Hon. Nan R. Nolan : For the reasons stated in the attached Order, plaintiff's motion to enforce Local Rule 16.1 [174-1] and for leave to depose certain individuals on defendants trial witness list is granted in part and denied in part. [193-1] All matters related to the referral of this action having been concluded, the case is returned to the assigned judge. Terminating the case referral to Hon. Nan R. Nolan (Entered Order.) Mailed notice by judge's staff (eav) (Entered: 11/04/2004)
11/03/2004	<u>211</u>	MINUTE ORDER of 11/3/04 by Hon. Suzanne B. Conlon : Plaintiff's motion for leave to file under seal is granted [210-1]. Plaintiff is granted leave to file under seal appendix exhibits 1,2,4,5 to its opposition to defendants' motion in limine to exclude improper testimony by Dr. Pazzani, and exhibits 4 and 6 to its opposition to defendants' motion in limine to exclude testimony of Julie Davis. Notice mailed by judge's staff. (rbf) (Entered: 11/15/2004)
11/03/2004	<u>212</u>	MOTION by defendants for leave to file defendants' reply memorandum to Pinpoints' opposition to defendants' motion in limine to exclude uncorroborated evidence on conception and diligence (Attachments); Notice of motion. (rbf) (Entered: 11/15/2004)
11/09/2004	<u>213</u>	MINUTE ORDER of 11/9/04 by Hon. Suzanne B. Conlon : Defendants' motion for leave to file reply memorandum in support of its motion in limine to exclude uncorroborated evidence on conception and diligence is denied [212-1]. Notice mailed by judge's staff. (rbf) (Entered: 11/15/2004)
11/10/2004	<u>208</u>	MINUTE ORDER of 11/10/04 by Hon. Nan R. Nolan: Hearing held on Pinpoint's motion for clarification of the court's 11/3/04 order granting in part and denying in part Pinpoint's motion to enforce Local Rule 16.1 and for leave to depose certain individuals on Amazon's trial witness list [174-2]. For the reasons stated on the reverse of this minute order, Pinpoint's motion for clarification of the court's 11/3/04 order is granted. The motion for leave to file defendant Amazon.com's opposition is also granted. (See reverse of minute order.) Mailed notices by judge's staff. (jmm) (Entered: 11/12/2004)
11/15/2004	<u>209</u>	MINUTE ORDER of 11/15/04 by Hon. Suzanne B. Conlon : Final pretrial conference on 11/16/04 is vacated pending reassignment of case to Judge Posner. Parties to appear for pretrial conference in Judge Posner's chambers on 11/17/04 at 10:00 a.m. Mailed notice by judge's staff (eav) (Entered: 11/15/2004)
11/19/2004	<u>214</u>	MINUTE ORDER of 11/19/04 by Hon. Richard A. Posner : Per pretrial conference, evidentiary hearing on standing is scheduled for 12/3/04, at 9:00 a.m. Jury trial begins on 12/6/04, at 9:00 a.m. Plaintiff's motion in limine to exclude Mark Nausbaum's opinion testimony [175-1] and

		defendants' motion in limine to exclude William Ellis' opinion testimony [180-1] are granted in part and denied in part. Nusbaum and Ellis may not testify to bare legal standards and, to the extent either witness' testimony duplicates that of the parties' technical experts, their testimony is excluded. Nusbaum and Ellis will testify outside the jury's presence. Counsel shall not refer to their testimony in the jury's presence. In addition, counsel shall not refer to prior art disclosure during the '939 patent prosecution, or Pinpoint's evidence to support conception or diligence in the jury's presence. Defendants' remaining motions in limine [182-1], [183-1], [179-1], [181-1] are denied. Entered Memorandum Opinion and Order. Mailed notice by judge's staff (eav) (Entered: 11/22/2004)
11/23/2004	<u>215</u>	MOTION by plaintiff for leave to file under seal ; Notice of motion (eav) (Entered: 11/24/2004)
11/23/2004	<u>216</u>	RULE 37(c)(1) MOTION by plaintiff Pinpoint Inc to exclude evidence relating to defendants' contention that "videos@bellcore" invalidates Pinpoint's asserted claims ; Notice of motion; Memorandum of Points and Authorities in Support (eav) (Entered: 11/24/2004)
11/23/2004	<u>217</u>	APPENDIX filed by plaintiff Pinpoint Inc in support of motion to exclude evidence relating to defendants' contention that "videos@bellcore" invalidates Pinpoint's asserted claims [216-1] (eav) (Entered: 11/24/2004)
11/23/2004	<u>218</u>	EXHIBIT 13 by plaintiff Pinpoint Inc (RESTRICTED) (eav) (Entered: 11/24/2004)
11/23/2004	<u>219</u>	DECLARATION of Adam K. Mortara in support of Pinpoint's Rule 37 (c)(1) motion to exclude evidence relating to defendants' contention that "videos@bellcore" invalidates Pinpoint's asserted claims [216-1] (Attachments) (eav) (Entered: 11/24/2004)
11/23/2004	<u>220</u>	EXPLANATION by defendant Amazon.Com Inc objection to live use of the amazon.com website at trial; Notice of filing (eav) (Entered: 11/24/2004)
11/23/2004	<u>221</u>	REVISED WITNESS list by defendant Amazon.Com Inc; Notice of filing (eav) (Entered: 11/29/2004)
11/24/2004	<u>222</u>	MINUTE ORDER of 11/24/04 by Hon. Richard A. Posner : Pinpoint's request for live use of the Amazon.com website at trial is granted. Amazon.com, Inc.'s objection, filed 11/23/04, is overruled. Mailed notice (eav) (Entered: 11/29/2004)
11/30/2004	<u>223</u>	MEMORANDUM by defendants of Points and Authorities in opposition to plaintiff's Rule 37(c)(1) motion to exclude evidence relating to defendants' contention that "videos@bellcore" invalidates Pinpoint's asserted patent claims [216-1] ; Notice of filing (eav) (Entered: 12/01/2004)
12/01/2004	<u>224</u>	REPLYL MEMORANDUM by plaintiff of points and authorities in

		support of its Rule 37(c)(1) motion to exclude evidence relating to defendants' contention that "videos@bellcore" invalidates Pinpoint's asserted claims [216-1] (Attachment). (air) (Entered: 12/02/2004)
12/01/2004	<u>225</u>	STANDING BRIEF by plaintiff (Attachment). (air) (Entered: 12/02/2004)
12/01/2004	<u>226</u>	REASSIGNMENT ORDER of 12/1/04 This case is reassigned to the Hon. Richard A. Posner from the Hon. Suzanne B. Conlon. (For further detail see order.) Mailed notice (air) (Entered: 12/02/2004)
12/01/2004	<u>227</u>	MOTION by defendant Amazon.Com Inc for leave to file documents under seal ; Notice of filing (RESTRICTED) (eav) (Entered: 12/03/2004)
12/01/2004	<u>228</u>	MEMORANDUM by defendant Amazon.Com Inc of Points and Authorities in support of Dismissal for lack of standing (Exhibit B) (RESTRICTED) (eav) (Entered: 12/03/2004)
12/02/2004	<u>229</u>	MINUTE ORDER of 12/2/04 by Hon. Richard A. Posner : (Entered Stipulation and proposed amendments to the final pretrial order) No notice (eav) (Entered: 12/03/2004)
12/02/2004	<u>230</u>	MINUTE ORDER of 12/2/04 by Hon. Richard A. Posner : Pretrial conference held. Argument heard on Pinpoint's Rule 37(c)(1) motion; a written order will follow. Evidentiary hearing on standing will commence at 9:30 a.m. on Friday, 12/3/04. The trial, beginning on 12/6/04, will commence at 9:00 a.m. Each party shall have 20 hours for opening and closing arguments, direct examinations, and cross-examinations, with extensions granted for good cause. No notice (eav) (Entered: 12/03/2004)
12/03/2004	<u>231</u>	MINUTE ORDER of 12/3/04 by Hon. Richard A. Posner : Pending Rule 37(c)(1) Doc [216-1] motion to forbid Amazon to argue that the "videos@bellcore" system invalidates Pinpoint's patents is denied. (Entered Order) No notice (eav) (Entered: 12/03/2004)
12/03/2004	<u>232</u>	MINUTE ORDER of 12/3/04 by Hon. Richard A. Posner : Evidentiary hearing on standing held and matter taken under advisement. The final pretrial order is amended to adopt Pinpoint's revised jury instruction on claim construction. Pinpoint's jury instruction on damages is rejected. Mailed notice (eav) (Entered: 12/06/2004)
12/06/2004	<u>233</u>	MINUTE ORDER of 12/6/04 by Hon. Richard A. Posner : For the reasons stated, Pinpoint did not have standing to file this suit. I have therefore no choice but to direct the entry of judgment dismissing it (without prejudice), and voiding all previous judicial orders entered in the case, since they were entered in a case over which this court never obtained subject-matter jurisdiction. Trial set for 12/6/04 is stricken. All pending motions are moot. Each side is assessed \$750.00 in jury costs, for a total amount of \$1,500.00. Parties are given 21 days from the date of this judgment to tender their checks to the clerk, U.S. District Court. All matters in controversy having been resolved, final judgment is hereby entered in favor of all defendants and against plaintiff. (Entered Opinion) terminating case Mailed notice (eav) (Entered: 12/07/2004)

12/06/2004	<u>234</u>	ENTERED JUDGMENT (eav) (Entered: 12/07/2004)
12/06/2004	<u>235</u>	JURY INSTRUCTIONS by defendants' Claim Construction (Current Instruction #19) (Attachments); Notice of filing (eav) (Entered: 12/07/2004)
12/06/2004	<u>236</u>	DEPOSITION TESTIMONY AND DEPOSITION EXHIBITS by defendant Amazon.Com Inc in support of Dismissal for Lack of Standing; Notice of filing (eav) (Entered: 12/07/2004)
12/06/2004	<u>237</u>	NOTICE by plaintiff of filing of proposed jury instructions Numbers 1A, 19 and 32A (eav) (Entered: 12/08/2004)
12/06/2004	<u>238</u>	PROPOSED Supplemental Preliminary Instruction by plaintiff Pinpoint Inc (eav) (Entered: 12/08/2004)
12/06/2004	<u>239</u>	PROPOSED revised Claim Construction instructions by plaintiff Pinpoint Inc (Attachments) (eav) (Entered: 12/08/2004)
12/07/2004		MAILED Patent report with certified copy of minute order dated 12/6/04 to Washington, D.C. (eav) (Entered: 12/07/2004)
01/05/2005	<u>240</u>	BILL OF COSTS submitted; Affidavit of Robert D. Stonebraker in support; Notice. (emd) (Entered: 01/07/2005)
01/05/2005	<u>241</u>	EXHIBITS by defendants to Bill of Costs. (emd) (Entered: 01/07/2005)
01/06/2005	<u>242</u>	MINUTE ORDER of 1/6/05 by Hon. Richard A. Posner : Plaintiff is given to 1/17/05 to respond to defendants' Bill of Costs, and plaintiff is given to 1/27/05 to reply to defendants' response. Mailed notice (emd) (Entered: 01/07/2005)
01/27/2005	<u>244</u>	REPLY Memorandum by Defendants to Pinpoint's objections to Amazon's bill of costs; Notice of filing (eav,) (Entered: 01/28/2005)
03/11/2005	<u>245</u>	MINUTE entry before Judge Richard A. Posner : Amazon is hereby ordered to respond, in a briefing of not more than five pages, to all contentions of Pinpoint to which it has not already replied, and to provide the necessary documentation to support the cost award it seeks. Failure to reply to any of Pinpoint's arguments will constitute acknowledgment that Pinpoint is correct on that point. Amazon must file its briefing within ten days of the issuance of this order. Mailed notice (eav,) (Entered: 03/15/2005)
03/11/2005	<u>246</u>	ORDER Signed by Judge Richard A. Posner on 3/11/2005: Mailed notice (eav,) (Entered: 03/15/2005)
03/18/2005	<u>247</u>	SUPPLEMENTAL REPLY Memorandum by Defendants to Pinpoint's objections to Amazon's Bill of Costs (eav,) (Entered: 03/22/2005)
03/18/2005	<u>248</u>	DECLARATION of Robert D. Stonebraker in support of defendants' supplemental reply memorandum to Pinpoint's opposition to Amazon's Bill of Costs <u>247</u> (eav,) (Entered: 03/22/2005)
03/21/2005	<u>249</u>	MOTION by Plaintiff Pinpoint, Inc. for leave to file a supplemental

		opposition to Amazon's motion for costs ; Notice of filing (eav,) (Entered: 03/24/2005)
03/21/2005	<u>250</u>	SUPPLEMENTAL OPPOSITION by Pinpoint, Inc. to Amazon's motion for costs 249 (eav,) (Entered: 03/24/2005)
03/22/2005	<u>251</u>	MINUTE entry before Judge Richard A. Posner : Enter order with respect to Bill of Costs. Mailed notice (lcw,) (Entered: 03/28/2005)
03/22/2005	<u>252</u>	ORDER Signed by Judge Richard A. Posner on 3/22/2005. (lcw,) (Entered: 03/28/2005)
04/05/2005	<u>254</u>	REVISED BILL of Costs by Amazon.Com, Inc. (eav,) (Entered: 04/07/2005)
04/05/2005	<u>255</u>	DECLARATION of Todd C. Jacobs in support of Amazon.com's revised bill of costs 254 (eav,) (Entered: 04/07/2005)
04/06/2005	<u>253</u>	MINUTE entry before Judge Richard A. Posner : Pursuant to Fed. R. Civ. P. 54(d)(1) and in light of the order of 3/22/05, Amazon's revised bill of costs of \$57,103.89 is granted. Mailed notice (sct,) (Entered: 04/06/2005)
04/19/2005	<u>256</u>	NOTICE of filing Pinpoint, Inc. Payment of Costs (eav,) (Entered: 04/21/2005)
05/09/2005	<u>257</u>	MINUTE entry before Judge Richard A. Posner: Enter order to release funds paid for Bill of Costs. All funds placed into the interest bearing account are to be released and paid to Amazon.com, Inc., including any and all interest accrued. A check for \$57,103.89 plus interest shall be addressed to Amazon.com and shall be mailed to its counsel at the following address: Lynn Pasahow, Fenwick & West, LLP, 801 California St., Silicon Valley Center, Mountain View, CA 94041. Mailed notice (vmj,) (Entered: 05/16/2005)
05/09/2005	<u>258</u>	ORDER to Release Funds Paid for Bill of Costs Signed by Judge Richard A. Posner on 5/9/2005(vmj,) (Entered: 05/16/2005)

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